



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Thomas A. Hill, Esq.
Hill Law Offices
100 Executive Drive
Highland, IL 62249

DEC - 5 2017

RE: MUR 7007
Tri Ford, Inc.

Dear Mr. Hill:

On February 12, 2016, the Federal Election Commission ("Commission") notified your client, Tri Ford, Inc., of a Complaint alleging violations of the Federal Election Campaign Act of 1971, as amended. A copy of the Complaint was forwarded to you at that time. On November 7, 2017, based upon the information contained in the Complaint, and information provided by you, the Commission dismissed the allegation that that Tri Ford, Inc., violated 52 U.S.C. § 30118(a). Accordingly, the Commission has closed the file in this matter as it pertains to Tri Ford, Inc.

The Commission reminds you that the confidentiality provisions of 52 U.S.C. § 30109(a)(12)(A) remain in effect, and that this matter is still open with respect to other respondents. The Commission will notify you when the entire file has been closed. The Factual and Legal Analysis, which more fully explains the Commission's finding, is enclosed for your information.

If you have any questions, please contact Roy Q. Lockett, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in black ink that reads "Mark Allen".

Mark Allen
Assistant General Counsel

Enclosure
Factual and Legal Analysis

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1 **FEDERAL ELECTION COMMISSION**

2 **FACTUAL AND LEGAL ANALYSIS**

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6 **RESPONDENT:** Tri Ford, Inc. **MUR:** 7007

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8 **I. INTRODUCTION**

9 This matter was generated based on a Complaint filed by Richard Stubblefield. As set
10 forth below, the Federal Election Commission (the "Commission") dismisses the allegation that
11 Tri Ford, Inc. ("Respondent") violated 52 U.S.C. § 30118(a), a provision of the Federal Election
12 Campaign Act of 1971, as amended (the "Act"), by making a prohibited contribution.

13 **II. FACTUAL BACKGROUND**

14 The Complaint alleges that on November 5, 2015, Respondent, a corporation, made a
15 prohibited \$305 contribution to Kyle McCarter for Congress Committee ("Committee"), the
16 principal campaign committee for McCarter, who sought the Republican nomination in the 15th
17 Congressional District in Illinois in 2016. On January 28, 2016, the Committee refunded \$305 to
18 Respondent.

19 Tri Ford, Inc. acknowledges in response to the Complaint that it made an improper
20 contribution that the Committee refunded.¹

¹ Tri Ford Resp. at 1 (Feb. 22, 2016).

1 **III. LEGAL ANALYSIS**

2 The Act and Commission regulations prohibit corporations from making contributions to
3 candidate committees.²

4 The available record indicates that Respondent made an impermissible corporate
5 contribution. Nevertheless, because of the small amount of the contribution (\$305), further use
6 of Commission resources is not warranted.³ Accordingly, the Commission has exercised its
7 prosecutorial discretion to dismiss the allegation that Tri Ford, Inc. violated 52 U.S.C.
8 § 30118(a) by making a prohibited contribution.⁴

² 52 U.S.C § 30118(a); 11 C.F.R. § 114.2(b), (d).

³ *See* Statement of Policy Regarding Commission Action in Matters at the Initial Stage in the Enforcement Process, 72 Fed. Reg. 12545, 12546 (Mar. 16, 2007).

⁴ *See Heckler v. Chaney*, 470 U.S. 821 (1985).